

IN THE UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE

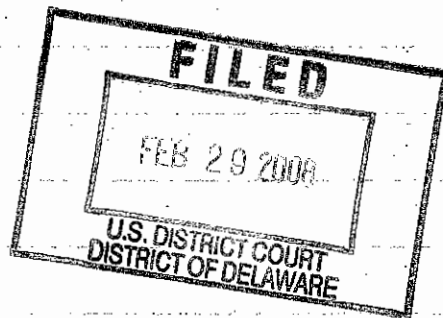
KEVIN C. BRATHWAITE
PLAINTIFF

V.

C.A. No. 04-1542 G.M.S.

JURY TRIAL DEMANDED

SGT. ROBERT WALLACE,
SGT. MATT STEVENSON,
AND SGT. STEPHANIE
CARPENTER
DEFENDANTS



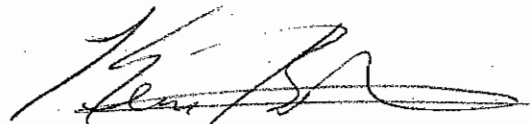
MOTION FOR TRIAL DATE

NOW COMES the PLAINTIFF, KEVIN C. BRATHWAITE, PURSUANT to Rule, 40.3 of the local rules, requesting that this Honorable Court set a trial date for this case to be heard.

TO support this motion, this PLAINTIFF offers the following:

1. The REMAINING defendants in this case Filed For AND WAS denied A motion to dismiss.
2. The remaining defendants in this case Filed For AND WAS denied A motion For Summary judgement.
3. Pursuant to local rule, 16.2 (c) trial shall be scheduled to occur within twelve (12) to eighteen (18) months after the Filing of the Complaint.

ON these grounds, this Plaintiff prays that his motion For A trial date will be granted.



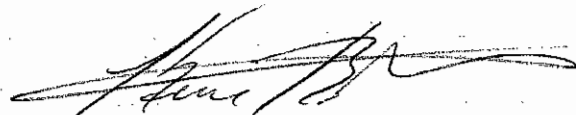
KEVIN C. BRATHWAITE
1181 Paddock Rd.
SMYRNA DE.
19977

DATE: Feb, 26th, 2008

CERTIFICATE OF SERVICE

I KEVIN C. BRATHWAITE, States that
I HAVE CAUSED A COPY OF THE
ATTACHED MOTION FOR TRIAL DATE
to be MAILED to the Following
party, by way of U.S. Postal
Service.

OPHELIA WATERS, ESQ
820 N. FRENCH ST.
WILMINGTON DE
19801



KEVIN C. BRATHWAITE
1181 PADDOCK RD.
SMYRNA DE
19977

DATE: Feb, 26th, 2008

SMYRNA, DELAWARE 19977

[illegible]

19801

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